

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

ANDRE SMITH

Plaintiff,

v.

GLENN GOORD, et al.,

Defendants.

DECISION & ORDER

04-CV-6432CJS

Plaintiff in the above-captioned matter having moved pursuant to Rule 33 of the Federal Rules of Civil Procedure for leave to serve in excess of twenty-five interrogatories (Docket # 40), it is hereby

ORDERED, that plaintiff shall be permitted to serve ten (10) interrogatories upon each of the four named defendants (for a total of forty (40) interrogatories).

IT IS SO ORDERED.

s/Marian W. Payson

MARIAN W. PAYSON
United States Magistrate Judge

Dated: Rochester, New York
August 26, 2005.